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PATENT

N THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)

Wong, et al.

Examiner:

Mark T. Kopec

Serial No.:

10/615,492

Filed:

July 7, 2003

Confirmation No.:

8977

Docket:

178-321

Group Art Unit:

1751

Dated:

February 13, 2006

For:

CARBON NANOTUBE ADDUCTS AND METHODS OF MAKING THE SAME

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313

I hereby certify this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to: Commissioner for Patents, P.O. Box 1450,

Alexandria, VA \$2313 on February 13, 2006

Signature: 2-13-6

RESPONSE TO RESTRICTION REQUIREMENT AND ELECTION OF SPECIES REQUIREMENT

Sir:

In the Office Action dated October 5, 2005, the Examiner imposed a Restriction Requirement to one of the following inventions under the provisions of 35 U.S.C. §121:

Group I:

Claims 1-27 and 38-47.

Group II:

Claims 28-37, and 48.

Group III.:

Claims 49-85.

The Examiner further imposed an election of species requirement to:

Species I:

Single-walled nanotubes

Species II:

Multi-walled nanotubes

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Page 2

On October 20, 2005, Applicants elected the subject matter defined by the claims in Group I without traverse. However, Applicants inadvertently did not elect a species. Thus, the PTO issued a Communication on January 12, 2006 requesting an election of species.

In addition to electing a species, Applicants asked the Examiner if they could change their previous election of Group I (elected in their October 20, 2005 response). The Examiner left a telephone message for the Applicants indicating that it was acceptable to elect a different group at this point.

Applicants hereby elect without traverse:

Group III: Claims 49-85, and

Species II: multi-walled nanotubes.

In view of the present election, it is believed that this application is in condition for further consideration and examination. If resolution of any remaining issues is required prior to examination of the application, it is respectfully requested that the Examiner contact Applicants' undersigned attorney at the telephone number provided below.

Respectfully submitted,

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